IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 11TH JULY 2007 / 20TH ASHADHA 1929

WP(C).No. 2195 of 2006(J)

PETITIONER:

P.R.CHANDRASEKHARAN NAIR,
VEHICLE SUPERVISOR,
OFFICE OF THE ASSISTANT TRANSPORT OFFICER,
KERALA STATE ROAD TRANSPORT CORPORATION,
ERATTUPETTAH.

BY ADV. SRI.M.C.MADHAVAN

RESPONDENTS:

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1. THE KERALA STATE TRANSPORT CORPORATION
REPRESENTED BY ITS MANAGING DIRECTOR,
TRANSPORT BHAVAN, FORT, THIRUVANANTHAPURAM.

2. THE ASSISTANT TRANSPORT OFFICER,
KERALA STATE TRANSPORT CORPORATION,
ERATTUPETTAH.

3. THE KERALA STATE TRANSPORT WORKERS'
CO-OPERATIVE SOCIETY LTD. T.133,
THAMPANOOR, THIRUVANANTHAPURAM,
REPRESENTED BY ITS SECRETARY.

BY ADV. SRI.N.UNNIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: TRUE COPY OF NOTE DATED 08.01.2006 ISSUED BY THE KSRTC, ERATTUPETTAH SHOWING RECOVERY DETAILS OF THE SUM OF RS.69,825/-

EXT.P2: TRUE COPY OF LETTER DATED 14.11.2005 FROM THE KERALA STATE TRANSPORT WORKERS' CO-OPERATIVE SOCIETY TO THE SECOND RESPONDENT.

EXT.P3: TRUE COPY OF SUBMISSION DATED 06.12.2005 GIVEN BY THE PETITIONER TO THE SECOND RESPONDENT.

EXT.P4: TRUE COPY OF REPRESENTATION DATED 08.01.2006 GIVEN BY THE PETITIONER TO THE THIRD RESPONDENT.

RESPONDENTS' EXHIBITS:

EXT.R3(A): A TRUE COPY OF THE RECOVERY POSITIONS OF THE PETITIONER IN WP(C) NO. 2195/05.

/True Copy/

P.A to Judge.

KURIAN JOSEPH , J

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W.P.(C) NO. 2195 OF 2006

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Dated this the 11th day of July, 2007.

JUDGMENT

The petitioner approached this Court with certain grievances regarding recovery effected from his salary. According to the petitioner, the entire dues had already been paid. According to the counsel for the society, apparently there is delay on the part of the 2nd respondent in remitting the amounts to the society. It appears that a verification of the accounts is necessary in order to settle the matter. If as a matter of fact, amounts have been recovered by the K.S.R.T.C from the salary of the petitioner, for the delay beyond one month in remitting the same to the society, the petitioner cannot be saddled with any liability. There will be a direction to the 1st respondent to look into the matter with notice to the petitioner and the 3rd respondent and take appropriate action in the light of the observation made above within a period of four months from the date of receipt of a copy of this judgment. The interim order passed by this Court on 20.12.2004 will continue till such time. The 3rd respondent will furnish the statement of accounts and the competent officer under the 1st respondent will furnish a copy of the statement regarding the recovery.

The writ petition is disposed of accordingly.

KURIAN JOSEPH, JUDGE.

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